

1.1 moves to amend H.F. No. 3972, the delete everything amendment
1.2 (H3972DE2), as follows:

1.3 Page 2, after line 7, insert:

1.4 "Sec. 3. Minnesota Statutes 2016, section 340A.405, subdivision 2, is amended to read:

1.5 Subd. 2. **Counties.** (a) A county may issue an off-sale intoxicating license with the
1.6 approval of the commissioner to exclusive liquor stores located within unorganized territory
1.7 of the county.

1.8 (b) A county board of any county except Ramsey County containing a town exercising
1.9 powers under section 368.01, subdivision 1, may issue an off-sale license to an exclusive
1.10 liquor store within that town with the approval of the commissioner. No license may be
1.11 issued under this paragraph unless the town board adopts a resolution supporting the issuance
1.12 of the license.

1.13 (c) A county board of any county except Ramsey County containing a town that may
1.14 not exercise powers under section 368.01, subdivision 1, may issue an off-sale license to
1.15 an exclusive liquor store within that town, or a combination off-sale and on-sale license to
1.16 a restaurant within that town, with the approval of the commissioner pursuant to section
1.17 340A.404, subdivision 6. No license may be issued under this paragraph unless the town
1.18 board adopts a resolution supporting the issuance of the license.

1.19 (d) No license may be issued under this subdivision unless a public hearing is held on
1.20 the issuance of the license. Notice must be given to all interested parties and to any city
1.21 located within three miles of the premises proposed to be licensed. At the hearing the county
1.22 board shall consider testimony and exhibits presented by interested parties and may base
1.23 its decision to issue or deny a license upon the nature of the business to be conducted and
1.24 its impact upon any municipality, the character and reputation of the applicant, and the

2.1 propriety of the location. Any hearing held under this paragraph is not subject to chapter
2.2 14.

2.3 ~~(e) A county board may not issue a license under this subdivision to a person for an~~
2.4 ~~establishment located less than one mile by the most direct route from the boundary of any~~
2.5 ~~statutory or home rule city that had established a municipal liquor store before August 1,~~
2.6 ~~1991, provided, that a county board may not issue a new license under this subdivision to~~
2.7 ~~a person for an establishment located less than three miles by the most direct route from~~
2.8 ~~the boundary of a city that (1) is located outside the metropolitan area as defined in section~~
2.9 ~~473.121, subdivision 2, (2) has a population over 5,000 according to the most recent federal~~
2.10 ~~decennial census, and (3) had established a municipal liquor store before August 1, 1991.~~

2.11 ~~(f)~~ The town board may impose an additional license fee in an amount not to exceed 20
2.12 percent of the county license fee.

2.13 ~~(g)~~ (f) Notwithstanding any provision of this subdivision or Laws 1973, chapter 566, as
2.14 amended by Laws 1974, chapter 200, a county board may transfer or renew a license that
2.15 was issued by a town board under Minnesota Statutes 1984, section 340.11, subdivision
2.16 10b, prior to January 1, 1985.

2.17 **EFFECTIVE DATE.** This section is effective the day following final enactment."

2.18 Renumber the sections in sequence and correct the internal references

2.19 Amend the title accordingly